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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 12-00076-EMC
	)	
Plaintiff,	)	<del>[PROPOSED]</del> ORDER AND
	)	STIPULATION EXCLUDING TIME
v.	)	FROM FEBRUARY 22, 2012, TO APRIL
	)	4, 2012, FROM THE SPEEDY TRIAL ACT
DELFINO MORA-RIVERA,	)	CALCULATION (18 U.S.C.
	)	§ 3161(h)(7)(A))
Defendant.	)	

On February 22, 2012, the parties appeared before the Court for a status conference. At the status conference, defense counsel requested additional time to review discovery in the case. The Court set the matter for a status conference on April 4, 2012.

With the agreement of the parties, and with the consent of the defendant, the Court enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from February 22, 2012, through April 4, 2012.

The parties agree, and the Court finds and holds, as follows:

1. The defendant agrees to an exclusion of time under the Speedy Trial Act from February 22, 2012, through April 4, 2012, based upon the need for effective preparation of counsel and to provide the defendant an opportunity to continue discovery review. The

defendant agrees to this exclusion on the condition that his right to bring motions claiming Speedy Trial Act violations prior to February 22, 2012, shall remain preserved.

2. Counsel for the defense believes that the exclusion of time is in his client's best interest.

3. Given these circumstances, the Court finds that the ends of justice served by excluding the period from February 22, 2012, through April 4, 2012, outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

4. Accordingly, and with the consent of the defendant, the Court orders that the period from February 22, 2012, through April 4, 2012, shall be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

IT IS SO STIPULATED:

DATED: February 23, 2012

\_\_\_\_\_/s\_\_\_\_\_  
ARTURO HERNANDEZ  
Attorney for Defendant

DATED: February 23, 2012

\_\_\_\_\_/s\_\_\_\_\_  
AARON D. WEGNER  
Assistant United States Attorney

IT IS SO ORDERED.

DATED: 2/28/12

